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8 Attorney for Proposed Intervenor Dow Jones and Co.

**FILED**

Jul 30 2021

SUSAN Y. SOONG  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE

9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 SAN JOSE DIVISION

12 UNITED STATES OF AMERICA  
13 Plaintiff,

14 v.

15 ELIZABETH HOLMES and  
16 RAMESH "SUNNY" BALWANI,  
17 Defendants.

Case No. 18-cr-00258-~~EDJ~~ EJD

**DECLARATION OF STEVEN D.  
ZANSBERG IN SUPPORT OF MOTION OF  
DOW JONES & COMPANY, INC. TO  
INTERVENE FOR LIMITED PURPOSE OF  
SEEKING THE UNSEALING OF  
JUDICIAL RECORDS IN THE COURT'S  
FILE, INCLUDING THE DOCKET;  
MOTION TO UNSEAL JUDICIAL  
RECORDS**

18 Date: August 9, 2021  
19 Time: 10:00 a.m. (Status Hearing Only)  
20 Courtroom: 4, 5th Floor  
21 Hon. Edward J. Davila

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28 DECLARATION OF STEVEN D. ZANSBERG IN SUPPORT  
OF DOW JONES AND COMPANY'S MOTION TO INTERVENE  
FOR LIMITED PURPOSE OF SEEKING TO UNSEAL  
JUDICIAL DOCUMENTS

CASE NO. CR-18-00258-EJD

1 I, STEVEN D. ZANSBERG, declare as follows:

2 1. I represent Dow Jones & Company, Inc. ("Dow Jones") as the proposed Intervenor  
3 in the above-captioned matter. I submit this Declaration in support of Dow Jones' Motion to  
4 Intervene for the Limited Purpose of Seeking to Unseal Judicial Records in this Case, Including the  
5 Docket and Motion to Unseal. I attest to the following facts upon which Dow Jones' motion relies.

6 2. Attached to this Declaration are seven (7) exhibits. The contents of the exhibits are  
7 as follows:

8 a. **Exhibit 1** is a true and correct copy of the Docket in this case as it appears on  
9 PACER on July 26, 2021.

10 b. **Exhibit 2** is a true and correct copy of Defendant John J. Cota's Notice of  
11 Motion and Motion To Sever Charges Against Defendant Fleet Management, Inc. in *U.S. v. Cota*,  
12 No. 18-cr-0160-SI (N.D. Cal.).

13 c. **Exhibit 3** is a true and correct copy of the Memorandum of Points and  
14 Authorities in Support of Defendant John J. Cota's Motion To Sever Charges Against Defendant  
15 Fleet Management, Inc. in *U.S. v. Cota*, No. 18-cr-0160-SI (N.D. Cal.).

16 d. **Exhibit 4** is a true and correct copy of the Government's Memorandum in  
17 Opposition to Defendant John J. Cota's Motion To Sever Charges Against Defendant Fleet  
18 Management, Inc. in *U.S. v. Cota*, No. 18-cr-0160-SI (N.D. Cal.).

19 e. **Exhibit 5** is a true and correct copy of the Defendant John J. Cota's Reply  
20 To Opposition To Motion To Sever Charges Against Fleet Management, Ltd. in *U.S. v. Cota*, No.  
21 18-cr-0160-SI (N.D. Cal.).

22 f. **Exhibit 6** is a true and correct copy of the Order Re: Defendant John J. Cota's  
23 Motions To Change Venue; And To Sever Charges Against Defendant Fleet Management Or,  
24 Alternatively, For Special Jury Selection Procedures in *U.S. v. Cota*, No. 18-cr-0160-SI (N.D.  
25 Cal.).

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28 DECLARATION OF STEVEN D. ZANSBERG IN SUPPORT  
OF DOW JONES AND COMPANY'S MOTION TO INTERVENE  
FOR LIMITED PURPOSE OF SEEKING TO UNSEAL  
JUDICIAL DOCUMENTS

CASE NO. CR-18-00258-EJD

1 g. **Exhibit 7** is a true and correct copy of the Order (unsealing court records on  
2 Defendant's motion to sever) in *U.S. v. Hurbace*, No. 17-cr-00110-APG-CWH (D. Nev.).  
3

4 I declare under penalty of perjury under the laws of the United States that the foregoing is  
5 true and correct to the best of my knowledge.  
6

7 Executed this 27th day of July, 2021 in Denver, CO.  
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9 /s/ Steven D. Zansberg

10 STEVEN D. ZANSBERG  
11 Attorney for Dow Jones and Company, Inc.  
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28 DECLARATION OF STEVEN D. ZANSBERG IN SUPPORT  
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CASE NO. CR-18-00258-EJD

**CERTIFICATE OF SERVICE**

I hereby certify that on July 2, 2021, a copy of this filing was delivered via go ckn to all counsel of record. K'cp{ "eqwpugnlpf lecvgu'vj cv'vj g{ 'y kuj 'q'tgegkxg'c'j ctf "eqr { "qh'vj ku'hkpi "Kltvj gt" egtwh{ 'vj cv'Ky kmf gr quk'c"eqr { 'kp'vj g'WUORquvclUgtxleg'hqt'pgzv'f c{ 'f grkxgt{

/s/ Steven D. Zansberg  
STEVEN D. ZANSBERG

DECLARATION OF STEVEN D. ZANSBERG IN SUPPORT  
OF DOW JONES AND COMPANY'S MOTION TO INTERVENE  
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